

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: REM et al. Confirmation No. 9489

Application No.: 10/549,493

Filed: January 10, 2007

Group Art Unit: 3653

Examiner: HAGEMAN, MARK

Attorney Docket: 6900-24 (175821)

Customer No.: 30448

For: METHOD AND DEVICE FOR THE SEPARATION OF PARTICLES

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

This response is in reply to a restriction requirement set forth in the Office Action dated August 13, 2009, in the above-identified application, with a one month shortened statutory period, making a response due on or before September 13, 2009. This response is timely filed.

**REMARKS**

In the above-identified Office Action, the Examiner has issued a restriction requirement and requires election of one of the following inventions under 35 U.S.C. §121:

- Group I: Claims 1-14, 17 and 18, drawn to a method of separating a particle fraction; and
- Group II: Claims 15, 16, 19 and 20, drawn to an apparatus for particle separation.

**Election with traverse**

Applicants hereby provisionally elect Group I (claims 1-14, 17 and 18) with traverse for further prosecution, as explained below.